

May 25, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DARYL V.,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 4:17-CV-5172-MKD

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g)**

ECF Nos. 15, 19

BEFORE THE COURT is the parties' Stipulated Motion for Remand (ECF No. 19) of the above-captioned matter to the Commissioner for additional administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g).

Attorney Chad Hatfield represents Plaintiff. Attorney Sarah Moum represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 3. After considering the file and proposed order, **IT IS HEREBY**

ORDERED:

1. The parties' Stipulated Motion for Remand (**ECF No. 19**) is
GRANTED.

1 2. The above-captioned case is **REVERSED** and **REMANDED** to the
2 Commissioner of Social Security for further administrative proceeding pursuant to
3 sentence four of 42 U.S.C. § 405(g).

4 On remand the administrative law judge (ALJ) shall: (1) consult with a
5 medical expert regarding the Plaintiff's impairments and whether Plaintiff had
6 disability onset between the alleged onset date and the date last insured; (2)
7 proceed with the sequential evaluation process, as necessary, including evaluation
8 of the Plaintiff's subjective symptom reports and the medical opinion evidence;
9 and (3) issue a new decision.

10 3. Judgment shall be entered for **PLAINTIFF**.

11 4. Plaintiff's Motion for Summary Judgment (**ECF No. 15**) is **STRICKEN**
12 **AS MOOT**.

13 5. Upon proper presentation, this Court will consider Plaintiff's application
14 for fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

15 The District Court Executive is directed to enter this Order, **enter**
16 **Judgment**, forward copies to counsel, and **CLOSE THE FILE**.

17 DATED May 25, 2018.

18 s/Mary K. Dimke
19 MARY K. DIMKE
20 UNITED STATES MAGISTRATE JUDGE